



ONE SHELL PLAZA
910 LOUISIANA
HOUSTON, TEXAS
77002-4995

TEL +1 713.229.1234
FAX +1 713.229.1522
BakerBotts.com

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February 1, 2019

021232.0124

VIA FOIA ONLINE

U.S. Environmental Protection Agency, Region 6
Regional Freedom of Information Officer
1445 Ross Avenue (6MD-OE)
Dallas, Texas 75202-2733

Kevin T. Jacobs
TEL: 713.229.1947
FAX: 713.229.7847
kevin.jacobs@bakerbotts.com

RE: Freedom of Information Request for Records Relating to EPA Site No. 482451071.

I am writing to request U.S. Environmental Protection Agency (EPA) records on behalf of Baker Botts LLP pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552. Please note that Baker Botts agrees to pay fees in excess of \$25 and to provide data storage devices to facilitate production of responsive materials. Thank you for promptly processing this request.

Request

Baker Botts is requesting the following records from EPA Region 6:¹

1. Communications between EPA Region 6 staff and the Texas Commission on Environmental Quality (the "TCEQ") regarding any Sulfur-Dioxide modelling related to EPA Site Number 482451071, also known as the TCEQ's Port Arthur 7th Street monitor;
2. Documents regarding any Sulfur-Dioxide modelling related to EPA Site Number 482451071, also known as the TCEQ's Port Arthur 7th Street monitor;
3. Communications between EPA Region 6 staff and the Texas Commission on Environmental Quality (the "TCEQ") regarding the siting or positioning of

¹ Baker Botts defines "records" broadly to include all documents, email correspondence, notes, letters, computer files, and other information bearing on Baker Botts' request. The term "correspondence" includes all information maintained electronically (including computer databases and e-mail), on paper and/or otherwise maintained by EPA.

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EPA Site Number 482451071, also known as the TCEQ's Port Arthur 7th Street monitor;

4. Documents regarding the siting or positioning of EPA Site Number 482451071, also known as the TCEQ's Port Arthur 7th Street monitor.

These requests are limited to EPA Region 6. We are requesting publicly available information only and excluding confidential business information (CBI). However, if any documents are withheld by the EPA under non-CBI exceptions, we request a denial log. If responsive information or documents include information exempt from production under FOIA and non-exempt information, please provide the portions of the document that are not specifically exempt from disclosure.

Please produce these records as soon as they are available and on a rolling basis. EPA regulations provide that EPA will provide a response to an information request no later than 20 working days from the date the request is received by the appropriate office. If you have any questions or concerns about this request, please contact me immediately by phone or email.

Baker Botts understands that it may incur certain charges as a result of this request, and Baker Botts hereby agrees to reimburse EPA for any such reasonable charges.

Thank you for your assistance with this request. If you have any questions or concerns regarding this request, please do not hesitate to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read 'K. Jacobs', with a stylized flourish at the end.

Kevin T. Jacobs